

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.10 B, Closed Area No. 3, Cape Neddick Nubble to Bald Head Cliff, York, promulgated on January 18, 2000, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.10 B, Closed Area No. 3, Cape Neddick Nubble to Bald Head Cliff, York.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the Town of York inside of a line beginning at the east tip of Cape Neddick; then running east to the Cape Neddick Nubble; then running north to the east tip of Bald Head Cliff.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: November 4, 2003


AGENCY CONTACT PERSON: Amy M. Fitzpatrick
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STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.10 B, Closed Area No. 3, Cape Neddick Nubble to Bald Head Cliff, York, promulgated January 18, 2000, and replaces it with 2 new rules. The new rule for Closed Area No. 3 describes the prohibited area between Cape Neddick Nubble and Bald Head Cliff. The prohibited area at Lobster Cove on Long Sands is now described in Closed Area No. 2-B. This is an administrative change.

Department personnel have determined that the closed area is subject to point sources of pollution, which pose a threat to the public health.



HAROLD C. WINTERS
ADMINISTRATIVE OFFICER FOR GEORGE
D. LAPOINTE, COMMISSIONER AS
AUTHORIZED BY 12 MRSA SECTION 6023



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

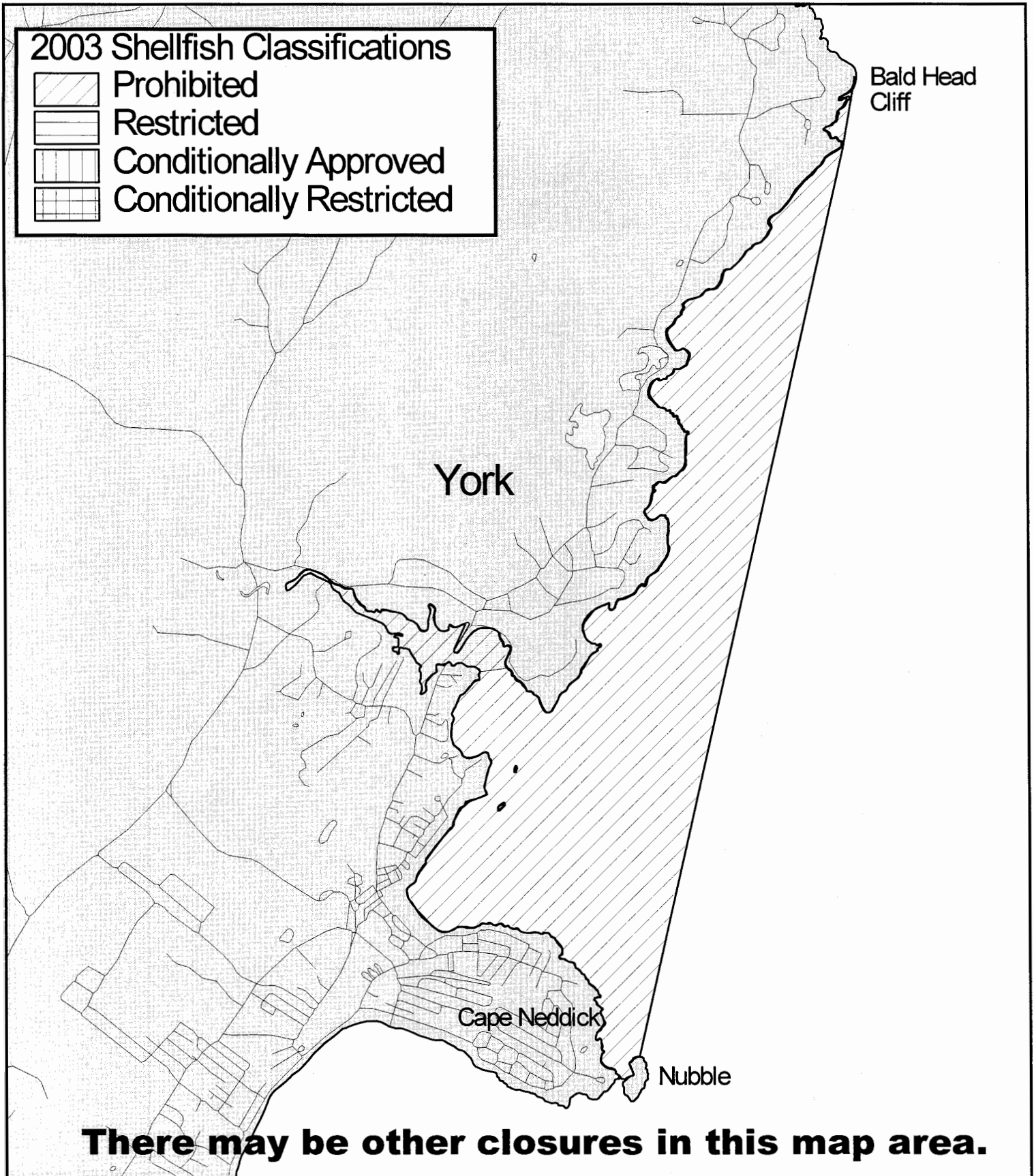
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C3 Cape Neddick

2003 Shellfish Classifications

- | | |
|--|--------------------------|
| | Prohibited |
| | Restricted |
| | Conditionally Approved |
| | Conditionally Restricted |



There may be other closures in this map area.

0.6 0 0.6 1.2 Miles